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**MOTOROLA**  
**FAX TRANSMITTAL SHEET**Motorola, Inc.  
Intellectual Property Section  
Law Department  
600 North U.S. Highway 45  
Libertyville, IL 60048Telephone: (847) 523-2322  
Facsimile: (847) 523-2350

16

Number of Pages (including this page)

Date: 7/12/04  
To: Commissioner for Patents  
Location: United States Patent and Trademark Office  
Fax No.: 703 872-9306  
From: Hisashi D. Watanabe Registration No. 37,465  
Subject: Serial No. 10/800,172 Docket No. CS24627RL

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**MESSAGE:**

Enclosed herewith, please find:

- ☒ Response to Notice to File Missing Parts
- ☒ Transmittal Form
- ☒ Fee Transmittal Form
- ☒ Declaration Combined with Power of Attorney

**PLEASE GIVE THESE PAPERS TO:**

EXAMINER:	Unknown
GROUP ART UNIT:	
SERIAL NO.:	10/800,172
FILED:	3/12/04
INVENTOR:	Mark E. Pecen

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DOCKET NO.: CS24627RL

JUL 12 2004

## UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

APPLICANT(S): Pecan, Mark E. et al.  
APPLICATION NO.: 10/800,172  
FILED: 3/12/04  
GROUP ART UNIT:  
TITLE: System and Method for Determining Availability of Radio Access  
Technology Associated with a Wireless Network

Commissioner for Patents  
Alexandria, VA 22313-1450

Attention: Customer Service Center  
Initial Patent Examination Division

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

Responsive to the Notice to File Missing Parts of Application dated 6/01/04  
please find enclosed:

- |                                     |    |  |
|-------------------------------------|----|--|
| <input checked="" type="checkbox"/> | 10 | page Declaration Combined with Power of Attorney         |
| <input checked="" type="checkbox"/> | 1  | page copy of Notice to File Missing Parts of Application |
| <input type="checkbox"/>            |    | sheets of formal drawings                                |
| <input type="checkbox"/>            |    | Petition for extension of time                           |

The Commissioner is hereby authorized to charge all fees due to Account No. 50-2117. A fee transmittal is enclosed.

Respectfully submitted,

SEND CORRESPONDENCE TO:

Motorola, Inc.  
Law Department  
Customer Number: 20280

By: Hisashi D. Watanabe 07/12/04  
HISASHI D. WATANABE  
Attorney of Record  
Reg. No.: 37,465  
Telephone: 847-523-2322  
Fax No.: 847-523-2350

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PTO/SB/21 (08-00)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application Number	10/800,172
		Filing Date	3/12/04
		First Named Inventor	Pecan, Mark E. et al
		Group Art Unit	
		Examiner Name	Unknown
Total Number of Pages in this Submission	13	Attorney Docket Number	CS24627RL
<b>ENCLOSURES</b> (check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ <input type="checkbox"/> Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) <input checked="" type="checkbox"/> Declaration Combined with Power of Attorney <input type="checkbox"/> sheet(s) formal drawings <input checked="" type="checkbox"/> copy of Notice to File Missing Parts of Application	
Remarks			
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>			
Firm or Individual	Hisashi D. Watanabe	Registration No.	37,465
Signature Date	7/12/04 <i>Hisashi D. Watanabe</i>		
<b>CERTIFICATE OF TRANSMISSION</b>			
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent Office at 703-872-9306 on this date:			
Typed or printed name	Jennifer Magness	Date	7/12/04
Signature	<i>Jennifer Magness</i>		

CS24627RL

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<b>PTO/SB/17 (1-03)</b>  <b>FEE TRANSMITTAL</b>  Patent fees are subject to annual revision		<i>Complete if Known</i>																																																																																																																																																																																																																																																																											
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ADDITIONAL FEES</b> <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee</th> <th>Fee</th> <th>Fee Description</th> <th></th> </tr> <tr> <th>Code</th> <th>Code</th> <th>(\$)</th> <th>(\$)</th> <th></th> <th></th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>2051</td> <td>130</td> <td>65</td> <td>Surcharge - late filing fee or each</td> <td>130</td> </tr> <tr> <td>1052</td> <td>2052</td> <td>50</td> <td>25</td> <td>Surcharge - late Provisional filing</td> <td></td> </tr> <tr> <td>1053</td> <td>1053</td> <td>130</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>1812</td> <td>2520</td> <td>2520</td> <td>For filing a request for ex parte Reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920*</td> <td>1804</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1840*</td> <td>1805</td> <td>1840*</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td></td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>210</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>950</td> <td>2253</td> <td>475</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1480</td> <td>2254</td> <td>740</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>2010</td> <td>2255</td> <td>1005</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>330</td> <td>2401</td> <td>165</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>330</td> <td>2402</td> <td>165</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>290</td> <td>2403</td> <td>145</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1510</td> <td>1451</td> <td>1510</td> <td>Petition to institute a reissue proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1330</td> <td>2453</td> <td>665</td> <td>Petition to revive - unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>1330</td> <td>2501</td> <td>665</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502</td> <td>480</td> <td>2502</td> <td>240</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>640</td> <td>2503</td> <td>320</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>130</td> <td>1460</td> <td>110</td> <td>Petition to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Processing fee under 37 CFR 1.17(d)</td> <td></td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of IDS</td> <td></td> </tr> <tr> <td>8021</td> <td>40</td> <td>8021</td> <td>40</td> <td>Recording each patent assignment per property (lines must be provided)</td> <td></td> </tr> <tr> <td>1809</td> <td>770</td> <td>2809</td> <td>385</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>770</td> <td>2810</td> <td>385</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>770</td> <td>2801</td> <td>385</td> <td>Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="5">Other fee (specify)</td> <td></td> </tr> <tr> <td colspan="5">* Reduced by Basic Filing Fee paid</td> <td></td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (3) (\$ 130.00)</td> </tr> <tr> <td colspan="2" style="text-align: center;"><b>1. 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Watanabe</u> </td> <td colspan="2">         Registration No <u>37,465</u> Telephone <u>523-2322</u>          Mail Date <u>07/12/04</u> </td> </tr> </tbody></table>		Large Entity	Small Entity	Fee	Fee	Fee Description		Code	Code	(\$)	(\$)			1051	2051	130	65	Surcharge - late filing fee or each	130	1052	2052	50	25	Surcharge - late Provisional filing		1053	1053	130	130	Non-English specification		1812	1812	2520	2520	For filing a request for ex parte Reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month		1252	420	2252	210	Extension for reply within second month		1253	950	2253	475	Extension for reply within third month		1254	1480	2254	740	Extension for reply within fourth month		1255	2010	2255	1005	Extension for reply within fifth month		1401	330	2401	165	Notice of Appeal		1402	330	2402	165	Filing a brief in support of an appeal		1403	290	2403	145	Request for oral hearing		1451	1510	1451	1510	Petition to institute a reissue proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1330	2453	665	Petition to revive - unintentional		1501	1330	2501	665	Utility issue fee (or reissue)		1502	480	2502	240	Design issue fee		1503	640	2503	320	Plant issue fee		1460	130	1460	110	Petition to the Commissioner		1807	50	1807	50	Processing fee under 37 CFR 1.17(d)		1806	180	1806	180	Submission of IDS		8021	40	8021	40	Recording each patent assignment per property (lines must be provided)		1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))		1801	770	2801	385	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		Other fee (specify)						* Reduced by Basic Filing Fee paid						SUBTOTAL (3) (\$ 130.00)					<b>1. 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<b>SUBMITTED BY</b> Name (Print/Type) <u>Hisashi D. Watanabe</u> Signature <u>Hisashi D. Watanabe</u>		Registration No <u>37,465</u> Telephone <u>523-2322</u> Mail Date <u>07/12/04</u>																																																																																																																																																																																																																																																																											

CS24627RL



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAME(s) APPLICANT	ATTORNEY DOCKET NUMBER
10/800,172	03/12/2004	Mark E. Pecen	CS24627RL

20280  
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600 NORTH US HIGHWAY 45  
ROOM AS437  
LIBERTYVILLE, IL 60048-5343

**CONFIRMATION NO. 8619**

## FORMALITIES LETTER

\*OC000000012830060\*

Date Mailed: 06/01/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

**Filing Date Granted**

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

**Total additional fee(s) required for this application is \$130 for a Large Entity**

- **\$130 Late oath or declaration Surcharge.**

**Replies should be mailed to:** Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

***A copy of this notice MUST be returned with the reply.***

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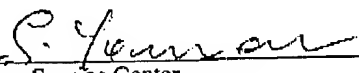
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TO:USPTO

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Page 2 of 2

  
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PART 2 - COPY TO BE RETURNED WITH RESPONSE